

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

ALAN T. TAYLOR,)	
)	
Claimant,)	IC 03-002284
)	
v.)	
)	
D.C. FOSTER CONSTRUCTION,)	ORDER
)	
Employer,)	FILED NOV 14 2005
Defendant.)	
_____)	

Pursuant to Idaho Code § 72-717, Referee Douglas A. Donohue submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendations of the Referee. The Commission concurs with these recommendations. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant is entitled to benefits for medical care in the amount of \$18,597.19.
2. Claimant is entitled to TTDs in the amount of \$3,242.80.
3. Claimant is not entitled to temporary disability benefits after April 15, 2003.
4. Claimant is entitled to an award of attorney fees in the amount of \$5,460.00 and costs in the amount of \$343.49.
5. Claimant is entitled to collect a penalty of an additional 10% of benefits awarded, which penalty amounts to \$2,184.00.
6. The issues of permanent impairment and permanent disability are reserved.

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7. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this 14TH day of NOVEMBER, 2005.

INDUSTRIAL COMMISSION

/S/_____
Thomas E. Limbaugh, Chairman

/S/_____
James F. Kile, Commissioner

/S/_____
R. D. Maynard, Commissioner

ATTEST:

/S/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on 14TH day of NOVEMBER, 2005, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following:

Rami Amaro
1875 N. Lakewood Dr., Ste. 102
Coeur d'Alene, ID 83814

D.C. Foster Construction
2994 West Midway Avenue
Post Falls, ID 83854

D.C. Foster Construction
6655 North Snowberry Street
Dalton Gardens, ID 83815

db

/S/_____

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